

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 12 2002

Returned to applicant for correction _____

Corrected application filed _____

Map filed TR-004 SEP 13 1996

The applicant **JONATHAN S. GAREY-SAGE AND DARLA L. GAREY-SAGE** hereby makes application for permission to change the **POINT OF DIVERSION OF A PORTION ~~OE~~** of water heretofore appropriated under **Claim # 79 of The Truckee River Decree, said decree entered in the District Court of The United States for Nevada in that certain action entitled, The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants," in Equity Docket No. A-3.**

1. The source of water is **TRUCKEE RIVER**
2. The amount of water to be changed **0.005 CFS, NOT TO EXCEED 1.46 ACRE FEET ANNUALLY**
3. The water to be used for **AS DECREED**
4. The water heretofore permitted for **AS DECREED**
5. The water is to be diverted at the following point **SE ¼ NE ¼ OF SECTION 14, T. 19N., R. 18E., M.D.B.&M., OR AT A POINT FROM WHICH THE NORTHEAST CORNER OF SAID SECTIN 14 BEARS N. 24° 26' E. A DISTANCE OF 1840.00 FEET (LAST CHANCE DITCH)**
6. The existing permitted point of diversion is located within **NE ¼ SW ¼ OF SECTION 31, T. 19n., R. 18E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 31 BEARS S. 62° 04' E., A DISTANCE OF 3195.00 FEET (STEAMBOAT DITCH).**
7. Proposed place of use **NO CHANGE-SEE ITEM #8**
8. Existing place of use **SECTION 7, T. 18N., R. 20E., M.D.B.&M. SW ¼ SE ¼ -2.39 ACRES APN 44-373-06 SEE MAP TR-004**
9. Use will be from **AS DECREED**
10. Use was permitted from **AS DECREED**
11. Description of proposed works **WATER WILL BE DIVERTED INTO A SMALL POND AND THEN INTO AN IRRIGATION DISTRIBUTION SYSTEM ON SITE.**
12. Estimated cost of works **EXISTING**
13. Estimated time required to construct works **EXISTING**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS**

68707

15. Remarks: WATER RIGHTS UNDER CLAIM #189 ARE ALSO APPURTENANT TO THE PLACE OF USE.

By ROBERT E. FIRTH
s/ Robert E. Firth
360 E. RIVERVIEW CIRCLE
RENO, NV 89509

Compared sg/ lb/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of the Truckee River as heretofore granted under Claim 79, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.004 cubic feet per second, but not to exceed 1.46 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 11, 2007

Proof of completion of work shall be filed on or before:

August 11, 2007

Water must be placed to beneficial use on or before:

July 11, 2011

Proof of the application of water to beneficial use shall be filed on or before:

August 11, 2011

Map in support of proof of beneficial use shall be filed on or before:

August 11, 2011

IN TESTIMONY WHEREOF, I, Tracy Taylor, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 11th day of July, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed MAR 11 2009

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

CANCELLED JUL 10 2011 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH
THE PROVISIONS OF PERMIT
P.E. STATE ENGINEER
Can. Rescinded 3-5-2012